

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371

10.94 MIS:jb

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR

09/647946

INTERNATIONAL APPLICATION NO.  
PCT/CA99/00292INTERNATIONAL FILING DATE  
April 7, 1999PRIORITY DATE CLAIMED  
April 7, 1998

TITLE OF INVENTION

DNA IMMUNIZATION AGAINST CHLAMYDIA INFECTION

APPLICANT(S) FOR DO/EO/US

Robert C. Brunham

OCT 06 2000

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c) (2))
  - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☒ has been transmitted by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☐ A copy of the International Search Report (PCT/ISA/210).
8. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
9. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
10. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)). - **unsigned copy**
11. ☐ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☒ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

## Items 13 to 20 below concern document(s) or information included:

13. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☒ A **FIRST** preliminary amendment.
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☐ A substitute specification.
18. ☐ A change of power of attorney and/or address letter.
19. ☐ Certificate of Mailing by Express Mail
20. ☐ Other items or information:

U.S. APPLICATION

09/647915

INTERNATIONAL APPLICATION NO.  
PCT/CA99/00292ATTORNEY'S DOCKET NUMBER  
1038-1094 MIS:jb

21. The following fees are submitted:

**BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) :**

- ☒ Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO ..... **\$1,000.00**
- ☐ International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO ..... **\$860.00**
- ☐ International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... **\$710.00**
- ☐ International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... **\$690.00**
- ☐ International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) ..... **\$100.00**

**ENTER APPROPRIATE BASIC FEE AMOUNT =****\$1,000.00**Surcharge of **\$130.00** for furnishing the oath or declaration later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).**\$0.00**

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	35 - 20 =	15	x \$18.00	<b>\$270.00</b>	
Independent claims	5 - 3 =	2	x \$78.00	<b>\$156.00</b>	
Multiple Dependent Claims (check if applicable). <input type="checkbox"/>				<b>\$0.00</b>	

**TOTAL OF ABOVE CALCULATIONS =****\$1,426.00**Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (check if applicable). ☐**\$0.00****SUBTOTAL =****\$1,426.00**Processing fee of **\$130.00** for furnishing the English translation later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).**\$0.00****TOTAL NATIONAL FEE =****\$1,426.00**Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable). ☐**\$0.00****TOTAL FEES ENCLOSED =****\$1,426.00**

Amount to be:	\$
refunded	
charged	\$

- ☒ A check in the amount of **\$1,396.00** to cover the above fees is enclosed.
- ☐ Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_ to cover the above fees.  
A duplicate copy of this sheet is enclosed.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **19-2253** A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Mr. Michael I. Stewart  
Sim & McBurney  
6th Floor, 330 University Avenue  
Toronto, Ontario  
Canada, M5G 1R7.

**24223**

PATENT TRADEMARK OFFICE

SIGNATURE

Michael I. Stewart

NAME

24.973

REGISTRATION NUMBER

October 4, 2000

DATE

414 Rec'd PCT/PTO 06 OCT 2000

FORM PTO-1390 (Modified)  
(REV 11-98)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S CHECK NUMBER

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APPLICANT(S) FOR DO/EO/US  
Robert C. Brunham

**SIM & MCBURNEY**  
330 University Avenue, 6th floor  
Toronto, Canada M5G 1R7

PATENT AND TRADE MARK AGENTS

DATE  
05/10/00

CHECK:

4178

AMOUNT

\*\*\*\*\*1,426.00

U.S.

PAY  
THE  
AMOUNT  
OF

\*\*\*\*\* ONE THOUSAND FOUR HUNDRED  
\*\*\*\*\* and TWENTY-SIX 00/100

PAY TO:

THE COMMISSIONER OF PATENTS & TRADEMARKS

**SIM & MCBURNEY**

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PER

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09/674946

9. ☐ A transl  
10. ☒ An oath  
11. ☐ A copy  
12. ☒ A transl  
(35 U.S.

Items 13 to 20 b

13. ☐ An Info  
14. ☐ An assig  
15. ☒ A FIRS  
16. ☐ A SECC  
17. ☐ A substit  
18. ☐ A chang  
19. ☐ Certifica  
20. ☐ Other ite

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41.426

Date: October 4, 2000  
Applicant: Robert C. Brunham  
Application No: National Phase of PCT/CA99/00292  
Title: DNA IMMUNIZATION AGAINST CHLAMYDIA INFECTION  
New Appln, Cheque(1396.00), Formal Papers: (X)  
Other: Unsigned Declaration and Preliminary Amendment  
Due Date:

Please place the official stamp of the Patent Office on this card and return it to us for our files to constitute an acknowledgment by the Patent Office of receipt of the above-identified papers on the date stamped.

**SIM & MCBURNEY**

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